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MITSUI O.S.K. LINES, LTD.

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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN FRANCISCO DIVISION

11 MITSUI O.S.K. LINES, LTD.,

12 Plaintiff,

13 v.

14 SHINE INTERNATIONAL
TRANSPORTATION (SHENZHEN)
15 LIMITED, R.T. EXPRESS
INTERNATIONAL, INC., TROY
16 CONTAINER LINE, LTD. and DOES
THREE THROUGH TWENTY,

17 Defendants.
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Case No. 4:15-cv-03343-KAW

**STIPULATION OF DISMISSAL WITH
PREJUDICE**

19 This action pertains to any shipments plaintiff MITSUI O.S.K. LINES, LTD. ("MOL")
20 may have transported under its service contracts with defendant SHINE INTERNATIONAL
21 TRANSPORTATION (SHENZHEN) LIMITED ("SHINE") between January 1, 2011, and July
22 28, 2016. Plaintiff MOL and defendants SHINE, R.T. EXPRESS INTERNATIONAL, INC.,
23 TROY CONTAINER LINE, LTD. stipulate pursuant to FRCP 41(a) and request the Court to
24 order that this action, including the complaint and all counterclaims and crossclaims, be
25 conditionally dismissed with prejudice, each party to bear its own costs,

26 This dismissal is conditional and subject to retention of jurisdiction as to MOL and SHINE
27 only, for the sole purpose of entering judgment against SHINE in the event the terms of settlement
28 as between MOL and SHINE are not satisfied.

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Respectfully submitted,

Dated: July 28, 2016

CLYDE & CO US LLP

By: /s/ Conte C. Cicala

Conte C. Cicala
Attorneys for Plaintiff
MITSUI O.S.K. LINES, LTD.

Dated: July 28, 2016

MITCHELL SILBERBERG & KNUPP LLP

By: /s/ Susan Kohn Ross

Susan K. Ross
Attorneys for Defendant
Shine International Transportation (Shenzhen)
Limited

Dated: July 28, 2016

SEDGWICK LLP

By: /s/ Katharine Essick

Andrew I. Port
Katharine Essick
Attorneys for Defendant
TROY CONTAINER LINE, LTD.

Dated: July 28, 2016

LAW OFFICES OF EUGENE J. MCDONALD

By: /s/ Eugene J. McDonald

Eugene J. McDonald
Attorneys for Defendant
TROY CONTAINER LINE, LTD.

Respectfully submitted,

Dated: July 28, 2016

MARRON LAWYERS

By: /s/ Paul Arenas

Paul Arenas
Attorneys for Defendant
R.T. EXPRESS INTERNATIONAL, INC.

In compliance with Local Rule 5-1, I hereby attest that concurrence in the filing of this document has been obtained from the other signatories.

Dated: July 28, 2016

/s/ Conte C. Cicala
Conte C. Cicala

ORDER

Pursuant to stipulation, IT IS SO ORDERED.

Dated: 8/1/16


UNITED STATES MAGISTRATE JUDGE

CLYDE & CO US LLP
101 Second Street, 24th Floor
San Francisco, California 94105
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